GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Services – Agriculture & Cooperation Department - V & E Cases - Vigilance Report No.91 – Sri U. Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna - Irregularities in distribution of Fertilizers by APMARKFED, Guntur to Institutional Agencies in Guntur District – Initiation of Disciplinary proceedings under A.P.Civil Services (CC&A) Rules, 1991 – Articles of Charge – Issued.

AGRICULTURE AND CO-OPERATION (VIG.I) DEPARTMENT

G.O.Rt.No.918 **Dated: 26/12/2023**

Read the following:

1. From the Director General (Vig. & Enft.) & E.O. Prl. Secy. to Govt., Vigilance Report No.91 (C.No.997/ V&E/ (Dev.II) /D1/ 2011), dt.01.11.2012.
2. Govt. Memo. No.14005/Vig.I-1/2012-1, A & C (Vig.I) Dept., dt.24.11.2012.
3. From the Managing Director, AP MARKFED, A.P., Hyderabad, Letter No.EG/1551/2010, dt.05.03.2013 addressed to the C & DA, A.P., Hyderabad.
4. Govt. Memo .No.14005/vig-1-1/2012, A & C (Vig.I) Dept., dt.25.04.2013 and reminder dt.05.02.2014.
5. From the Commissioner & Director of Agriculture, A.P., Hyderabad, Letter No.Vig.II(2)764/2012, dt.18.02.2014.
6. Govt. Letter No.AGC01-AGRI/298/2020, A & C (Vig.I) Dept., dt.02.11.2022 & 24.02.2023.
7. From the Managing Director, AP MARKFED, A.P., Vijayawada, Letter RC.No.APMF/2066214/U.Narasimha Rao/2023, dt.02.05.2023 addressed to the Special Commissioner of Agriculture, A.P., Vijayawada.
8. Govt.Letter.No.AGC01-AGRI/298/2020, A & C (Vig.I) Dept., dt.05.06.2023.
9. From the Spl. Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.II(2)764/2012, dt.11.09.2023.
10. From the Managing Director, AP MARKFED, A.P., Vijayawada, Letter RC.No.APMF/2066214/U.Narasimha Rao/2023, dt.07.09.2023 addressed to the Special Commissioner of Agriculture, A.P., Vijayawada.
11. Govt. Letter No.AGC01-AGRI/298/2020, A & C (Vig.I) Dept., dt.06.10.2023.
12. From the Spl. Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.II(2)764/2012, dt.11.12.2023.

-oo0oo-

O R D E R:

It is proposed to hold an enquiry against Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of Charge (Annexure-I). Statement of imputation of misconduct on which action is proposed to be taken against him as Annexure-II, a list of documents by which and a list of witnesses by whom the Articles of Charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, is directed to submit a Written Statement of Defense (WSD) within (10) days of the receipt of this order.

4. Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, is informed that an inquiry will be held only in respect of those Articles of Charge as are not admitted. He should, therefore, specifically admit or deny each Articles of Charge.

5. Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, is further informed that, if he does not submit his Written Statement of Defense (WSD) on or before the date specified in para-3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

(P.T.O.)

6. Attention of Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, is invited to rule 24 of the A.P.Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna, is aware of such representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To:

Sri U.Narasimha Rao, the then District Manager, APMARKFED and presently working as Project Director, ATMA, Krishna.
(through the Special Commissioner of Agriculture, A.P., Guntur)

Copy to:

The Special Commissioner of Agriculture, A.P., Guntur.
(With a request to serve the original G.O. on the Charged Officer and obtain his dated acknowledgement on the Xerox copy and furnish the same along with his Written Statement of Defense (WSD) to the Govt.)

Sf/Sc.

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI U.NARASIMHA RAO, THE THEN DISTRICT MANAGER, APMARKFED AND PRESENTLY WORKING AS PROJECT DIRECTOR, ATMA, KRISHNA:

Articles of Charge-I :

"That the said Sri U.Narasimha Rao, Deputy Director of Agriculture, while working as District Manager, APMARKFED, Guntur during the period of July 2010 to February 2013, has supplied excess / less quantities of fertilizers to the Societies without knowledge of the Joint Director of Agriculture, Guntur. Thus, he has violated the allocation made by the Joint Director of Agriculture, Guntur/Joint Collector, Guntur. Further, he has not monitored the supply of fertilizers properly and also not maintained the records properly and not shown interest in ensuring the judicious supply of the fertilizers to the farmers. He has also not monitored the supply of fertilizers to institutional agencies on time and not instructed the Avanthi Warehouse Services Ltd., Guntur, Narasaraopeta, Tenali (AWSL) authorities for quicker disposal of fertilizers to the concerned in peak season.

Thus, he has violated the Government Guidelines in distribution of fertilizers and his slack supervision and monitoring of fertilizer distribution has led to non-tallying of stocks between APMARKFED and Joint Director of Agriculture, Guntur. The said dereliction of duties of the District Manager comes under 'misconduct' and is violation of rule-3 of A.P.Civil Services (Conduct) Rules, 1964."

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER

(P.T.O.)

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI U.NARASIMHA RAO, THE THEN DISTRICT MANAGER, APMARKFED AND PRESENTLY WORKING AS PROJECT DIRECTOR, ATMA, KRISHNA:

Basis of the Charge-I:

The Vigilance & Enforcement Department, in Report No.91, dated 01-11-2012 has informed that, they have conducted enquiry into the allotment of fertilizers made by the Joint Director of Agriculture, Guntur to APMARKFED and distribution to various institutional Agencies in Guntur District during Kharif 2010. The V&E Dept. Officials verified the records available in O/o Joint Director of Agriculture, Guntur, O/o. District Manager, APMARKFED and other agencies like PACSs, ARSK etc. Verification reports revealed as follows:-

a) Discrepancy of allotment of fertilizers made by Joint Director of Agriculture and distribution made by APMARKFED, Guntur.

b) Improper maintenance of records and lackadaisical approach displayed in discharging duties by the Joint Director of Agriculture, Guntur and the District Manager, AP MARKFED, Guntur. Thus the APMARKFED has not followed the orders issued by the JDA, Guntur.

Facts and Evidences:

(i) During 01-04-2010 to 14-09-2010, the Joint Director of Agriculture, Guntur has allotted Fertilizers to APMarkfed for supply to Societies, which was distributed as follows:

S. No.	Name of the Mandal	JDA, Guntur allotments	Supply by DM, Markfed	Variation (in MTS)
1.	Duggirala	1057	1845	+788
2.	Pedakurapdy	1014	1638	+624
3.	Sattenpalli	832	1534	+602
4.	Veldurthi	1286	190	-1096
5.	Tanali	1486	785	-701
6.	Bapatla	644	220	-424

The above table clearly revealed that, the DM, APMARKFED, Guntur has not followed the allocations issued by the Joint Director of Agriculture, Guntur in allotting fertilizers to various Institutional Agencies.

(ii) On verification of records pertaining to the stocks allotted by the Joint Director of Agriculture, Guntur and stock at APMARKFED, the following variations are found:

S.No.	Date	Stock issued to A.P. Markfed as per JDA (in mts.)	Stock receipt shown by A.P. Markfed (in mts.)	Variation (in mts.)
1.	As on 08-09-2010	41250	41422	-172
2.	As on 23-09-2010	55714	56906.2	+1192.60

The above table clearly indicates improper maintenance of the records at both Offices. The Officials have not evinced any interest in ensuring judicious supply of fertilizers to the farmers. On verification Avanthi Warehouse Services Ltd., Guntur, Narasaraopet, Tenali, it was found that the AWSL agencies have not transported fertilizers to Institutional agencies for a period of 2-20 days after receipt of delivery orders from APMARKFED.

Thus, his dereliction of duties while supervising and monitoring the distribution in fertilizers has given scope for the above lapses which attracts violation of rule 3 of A.P.Civil Services (Conduct) Rules, 1964.

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER

(Contd.p.3)

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE DRAFT ARTICLES OF CHARGE FRAMED AGAINST SRI U.NARASIMHA RAO, THE THEN DISTRICT MANAGER, APMARKFED AND PRESENTLY WORKING AS PROJECT DIRECTOR, ATMA, KRISHNA ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.91 (C.No.997/V&E(Dev-II)/D1/2011), dated 01-11-2012 of Director General (VIG. & ENFT.) & E.O.PRL.SECY. to Govt.

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE DRAFT ARTICLES OF CHARGE FRAMED AGAINST SRI U.NARASIMHA RAO, THE THEN DISTRICT MANAGER, APMARKFED AND PRESENTLY WORKING AS PROJECT DIRECTOR, ATMA, KRISHNA ARE PROPOSED TO BE SUSTAINED.

-Nil-

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER